UNITEI VS. JAMES	D STAT		M Document 18 THE UNITED STATE THE NORTHERN DALLAS I))))	ES DISTRICT DISTRICT OF	COURT	FILE APR 29	ZUI4 RICT COURT :14-CR-132-M	
REPORT AND RECOMMENDATION CONCERNING PLEA OF GUILTY								
JAMES IKEY, by consent, under authority of <u>United States v. Dees</u> , 125 F.3d 261 (5 th Cir. 1997), has appeared before me pursuant to Fed. R. Crim.P. 11, and has entered a plea of guilty to Count(s) 1 of the Information. After cautioning and examining JAMES IKEY under oath concerning each of the subjects mentioned in Rule 11, I determined that the guilty plea was knowledgeable and voluntary and that the offense(s) charged is supported by an independent basis in fact containing each of the essential elements of such offense. I therefore recommend that the plea of guilty be accepted, and that JAMES IKEY be adjudged guilty of Count 1 of the Information, charging a violation of 18 U.S.C. § 371, that is, Conspiracy to Commit Wire Fraud, and have sentence imposed accordingly. After being found guilty of the offense by the district judge,								
	The def	fendant is currently in	custody and should b	pe ordered to re	emain in cu	ustody.		
	The defendant must be ordered detained pursuant to 18 U.S.C. § 3143(a)(1) unless the Court finds by clear and convincing evidence that the defendant is not likely to flee or pose a danger to any other person or the community if released.							
	The Government does not oppose release. The defendant has been compliant with the current conditions of release. I find by clear and convincing evidence that the defendant is not likely to flee or pose a danger to any other person or the community if released and should therefore be released under § 3142(b) or (c).							
		The Government opp The defendant has no If the Court accepts t Government.	t been compliant wit				upon motion o	f the
	The defendant must be ordered detained pursuant to 18 U.S.C. § 3143(a)(2) unless (1)(a) the Court finds there is a substantial likelihood that a motion for acquittal or new trial will be granted, or (b) the Government has recommended that no sentence of imprisonment be imposed, or (c) exceptional circumstances are clearly shown under § 3145(c) why the defendant should not be detained, and (2) the Court finds by clear and convincing evidence that the defendant is not likely to flee or pose a danger to any other person or the community if released.							
	Date:	April 29, 2014.		-6	PAUL D.	STICKNEY	1/w	

UNITED STATES MAGISTRATE JUDGE

NOTICE

Failure to file written objections to this Report and Recommendation within fourteen (14) days from the date of its service shall bar an aggrieved party from attacking such Report and Recommendation before the assigned United States District Judge. 28 U.S.C. §636(b)(1)(B).